

CALL TO ORDER	A regular meeting of the Council Bluffs City Council was called to order by Mayor, Matthew J. Walsh on Monday, September 26, 2016 at 7:00 p.m.
ATTENDANCE	Council Members present: Melissa Head, Al Ringgenberg, Roger Sandau, Nate Watson and Sharon White. Staff present: Richard Wade and Marcia Worden.
CONSENT AGENDA	White and Watson moved and seconded approval of the consent agenda, 3A. Agenda and tape recording of this proceeding to be incorporated into the official minutes; 3B. Reading, correction and approval of the September 12, 2016 meeting minutes; 3C. Financial Operating Statement (August 2016), 3D. List of Bills (August 2016), 3E. Revenue and Expense Report (August 2016), Notice of Claim (1). Unanimous, 5-0 vote.
PUBLIC HEARINGS	Held Public Hearing, approving the Urban Revitalization Plan for the Bluffs Northway Urban Revitalization Area Amendment (URV-16-004). Sandau and Ringgenberg moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-243	
Resolution 16-244	Held Public Hearing, approving the Plans, Specifications, Form of Contract and Cost Estimate for the 9 th and 10 th Street Bridges over Indian Creek Project (FY15-19). White and Head moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-245	Held Public Hearing, approving right-of-way authorization in connection with the West Broadway Reconstruction Project, Phase I (PW17-20). White and Head moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-246	Held Public Hearing, approving right-of-way authorizing in connection with the East Beltway Project. Heard from the following: Kathy Rieken-Gutshall, 5402 Taggart Circle, who inquired if the stakes placed on Eastern Hill Drive were part of the easement? Mayor Walsh indicated the phase that goes through the Hills of Cedar Creek (HOCC) is complete, the new road will go from the airport to the top of the HOCC, and the bottom of Eastern Hills Drive to Hwy. 92; Linda Hunter, 5406, Taggart Circle, who mentioned not having enough information on the matter. Mayor Walsh indicated he'd look into the matter, and they could give him a call tomorrow. Walsh also noted at the last meeting Mr. Ringgenberg mentioned it's the City's responsibility to hold a hearing, it's just a formality. Ringgenberg reported the public hearing process is required by the State; which now gives the City the opportunity to go into discussions with property owners. Ringgenberg and Head moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-247	Held Public Hearing, authorizing disposal of City property legally described as Lot 10, Aldine Court (OTB-16-014). Ringgenberg and Watson moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-248	Held Public Hearing, authorizing disposal of City property legally described as the south ½ of Lots 1 and 2 and the east 20' of the south 65' of Lot 3, Block 5, Wright's Addition (OTB-16-015). Sandau and Head moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-249	Held Public Hearing, granting an underground electrical easement to MidAmerican Energy in support of the Fieldhouse at the Mid America Center. White and Sandau moved and seconded approval. Unanimous, 5-0 vote.
ORDINANCES ON 1ST READING	White and Head moved and seconded approval, amending the zoning map as adopted by reference in Section 15.02.070, by rezoning Lots 1-6, Block 6, Streets Addition and the vacated alley adjacent from R-2/Two-Family Residential District to R-3/Low Density Multi-Family Residential District as defined in Chapter 15.10 and setting a Public Hearing for October 10, 2016, 7:00 p.m. (ZC-16-007). Unanimous, 5-0 vote.
Ordinance 6280	
Ordinance 6281	White and Head moved and seconded approval, establishing the Bluffs Northway Urban Revitalization Area Amendment within the City of Council Bluffs. Unanimous, 5-0 vote.
Ordinance 6282	White and Sandau moved and seconded approval, amending Title 5 – Sewer, by amending Sections 5.05.010 “Definitions”, 5.10.040 “Specific Pollutant Limitations”, 5.10.080 “Accidental Discharges/Slug Control”, and 5.10.120 “Reporting Requirements for Industrial Uses”. Unanimous, 5-0 vote.
RESOLUTIONS	Watson and Head moved and seconded approval, to apply a Planned Residential Overlay and adopt the associated Development Plan for West Broadway Village on property legally described as Block 12, Bryant and Clark's Subdivision. Roll Call: 4 Ayes; 1 Abstention (White), my husband works for Ehrhart Griffin White added.
Resolution 16-250	

Resolution 16-251

White and Head moved and seconded approval, authorizing the Mayor and City Clerk to execute an agreement with Valley Corporation in connection with the Levee Certification, Geotechnical MR_7 Project (PW16-06B). Unanimous, 5-0 vote.

**APPLICATIONS/PERMITS
& CANCELLATIONS**

Watson and Sandau moved and seconded approval of all Items 7A & 7B inclusive. Items 7A. 1-8. Renewal of Beer/Liquor/Wine and Outdoor Permit Applications. 1. Bertha's, 1322 North 16th Street, 2. Big K-Mart, 2803 East Kanesville Boulevard, 3. Council Bluffs Sinclair, 1305 North 25th Street, 4. Hy-Vee C-Store #1, 21 South 25th Street, 5. LPL's, 1707 Harry Langdon Boulevard, 6. Lakeside Ampride, 4040 South Expressway, 7. Mo Fish, 2403 Nash Boulevard, 8. Thunderbowl & McCoy's on the Bluff, 1900 Madison Avenue; and Item 7B. "Outdoor" Special Event Permit Application for T's, 128 West Broadway. Unanimous, 5-0 vote.

**CITIZENS REQUEST
TO BE HEARD**

No requests from citizens were heard.

Mayor Walsh mentioned when addressing the City Council please state your name and address for the record, adding you are limited to 5 minutes to share your concern.

Heard from the following: Shala Richardson, 401 Spencer Avenue, who noted neighboring states Minnesota and South Dakota have overturned their pit bull bans, along with sister city, Carter Lake; Patricia Fuller, 20514 Magnolia Road, Crescent, who spoke in support of reversing the ban; Sue Jungman, 14 Lainson Avenue, speaking in favor of lifting breed specific bans; Head and Watson moved and seconded to Receive and File documents from Ms. Jungman. Unanimous, 5-0 vote. Former Animal Control Officer for Carter Lake, Shannon Dunlap, who also submitted photos. How you can tell if a dog's a pit bull Dunlap asked, it's the owner not the breed of the dog that's the issue; a resident from Cass County, Iowa, supporting her friends in revising the ban; and Andrea Hall, 505 South 6th Street, who requested the pit bull ban be lifted.

Heard from Al Ruby, 513 N. 27th Street, member of the Kanesville Riders Honor Guard, our group has been a part of 157 funeral services since the beginning. Ruby mentioned concern over the amount of phone calls the Mayor has received regarding their group.

Heard from Patricia Lawson, 38 Dillman Drive, who's concerned about the residents living at Colonial Plaza; Theresa Jacoby, 38 Dillman Drive, who noted City Hall has been very helpful but there are still concerns with the condition of the apartment complex; photos were submitted by Ms. Jacoby. Jacoby also voiced a concern of elder abuse at the facility, the condition of the facility as well; and the non-use of the community room. Mayor Walsh indicated the Building Division has previously made inspections of the facility; adding the community room is off limits because the room wasn't sprinkled. White and Watson moved and seconded to Receive and File photos from Ms. Jacoby. Unanimous, 5-0 vote.

Council Member Watson encouraged everyone to watch the most anticipated presidential debate this evening; please do your part and vote.

Council Member White mentioned there are two sets of documents remaining to Receive & File, Head and White moved to accept both submittals. Unanimous, 5-0 vote.

Council Member Ringgenberg mentioned the Mayor and I both attended a ceremony last week honoring the Vietnam Veterans in our community. At that meeting Mayor Walsh noted as well as the President of the Vietnam Association, on how much things have changed for the better for veterans in the community.

ADJOURNMENT

Mayor Walsh adjourned the meeting at 7:56 p.m. Unanimous.

The tape recording of this proceeding, though not transcribed, is part of the record of each respective action of the City Council. The tape recording of this proceeding is incorporated into these official minutes of this Council meeting as if they were transcribed herein.

Matthew J. Walsh, Mayor

Attest:

Marcia L. Worden, City Clerk